

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

BANKFIRST, a South Dakota state bank,

Plaintiff,

v.

NEUBERGER BERMAN LLC, a limited liability
company and RIDGE CLEARING &
OUTSOURCING SOLUTIONS, INC., a
corporation,

Defendants.

)
) Court File No: 09-CV-664
)
)

**MOTION FOR SUMMARY
JUDGMENT**

To: Neuberger Berman LLC and Ridge Clearing & Outsourcing Solutions, Inc., and
their counsel, George R. Serdar, Messerli & Kramer, 100 S 5th Street, Suite 1400,
Minneapolis, Minnesota 55402.

Beal Bank Nevada, whose motion for substitution as plaintiff is currently pending, hereby
moves the Court under Fed. R. Civ. P. 56 for an Order for Summary Judgment in favor of Beal
Bank Nevada as to all claims in this action.

This motion is based on Plaintiff's Memorandum of Law and Affidavits in support of the
Motion, which shall be filed in accordance with Local Rules, and on all the records, files, and
proceedings herein, as well as on the arguments of counsel at the motion hearing.

Dated: November 19, 2009

FAEGRE & BENSON LLP

By:

s/ Jerome A. Miranowski

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